ORIGINAL



1

BEFORE THE ARIZONA CONTROL COMMISSION

2

<u>C</u>

3

4

5

6

7

8 9

1011

12

13

Brownstein Hyatt Farber Schreck, LLP 40 North Central Avenue, 14th Floor

Phoenix, AZ 85004

1415

16

17

18

19

2021

22

23

24

25

26

2728

COMMISSIONERS 2011 JUL 28 P 4: 46

AZ CORP COMMISSION DOCKET CONTROL Arizona Corporation Commission DOCKETED

JUL 28 2011



IN THE MATTER OF THE APPLICATION OF WOODRUFF WATER COMPANY, INC. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE IN PINAL COUNTY, ARIZONA.

GARY PIERCE-Chairman

SANDRA D. KENNEDY

BOB STUMP

PAUL NEWMAN BRENDA BURNS

IN THE MATTER OF THE APPLICATION OF WOODRUFF UTILITY COMPANY, INC. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE SEWER SERVICE IN PINAL COUNTY, ARIZONA.

IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, TO EXTEND ITS EXISTING CERTIFICATES OF CONVENIENCE AND NECESSITY AT CASA GRANDE AND COOLIDGE, PINAL COUNTY, ARIZONA.

DOCKET NO. W\$-04264A-04-0438

DOCKET NO. SW-04265A-04-0439

DOCKET NO. W-01445A-04-0755

REQUEST TO EXTEND FILING DEADLINE

On February 2, 2006, the Arizona Corporation Commission ("Commission") issued Decision 68453 granting to Woodruff Water Company, Inc. ("WWC") and to Woodruff Utility Company, Inc. ("WUC") Certificates of Convenience and Necessity ("CC&Ns") to provide water utility service and wastewater utility service to a 3,200-acre parcel between Casa Grande and Coolidge to be developed as a master-planned subdivision known as Sandia ("Sandia"). In its decision, the Commission required, *inter alia*, that WWC and WUC each file a rate application no later than three months after the fifth anniversary of the effective date of the Decision (by May 2, 2011).

On May 31, 2011, Desert Troon Companies ("Desert Troon"), the current owner of the Sandia parcel, filed a request to amend Decision 68453 so that the rate applications need not be

Brownstein Hyatt Farber Schreck, LLP 40 North Central Avenue, 14th Floor

Phoenix, AZ 85004

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

filed until development of Sandia commences. On July 5, 2011, Utilities Division Staff ("Staff") filed a Memorandum recommending that the rate application filing deadlines for WWC and WUC be extended to a date no later than five years after service is provided to their first customers.

On July 11, 2011, the administrative law judge issued a procedural order requesting additional information from WWC and WUC, and directing the utilities to provide that information by August 11, 2011. The procedural order directed Staff to review the information submitted by the utilities and to file a response supplementing its July 5, 2011 Memorandum by September 12, 2011.

WWC and WUC have been working to assemble the information requested in the August 11, 2011 procedural order, but require additional time to complete the requested filing.¹ Thus, WWC and WUC request that the August 11, 2011 filing deadline be extended two weeks to August 25, 2011, and that the September 12, 2011 filing deadline for Staff be extended two weeks to September 26, 2011. Counsel undersigned has discussed the requested extension of the deadlines with Staff counsel, and he confirmed that Staff does not object to the extension.

RESPECTFULLY submitted this 28th day of July, 2011.

BROWNSTEIN HYATT FARBER SCHRECK LLP

Jeffrey W. Crockett, Esq.

40 N. Central Ave., Fourteenth Floor

Phoenix, Arizona 85004

Attorneys for Woodruff Water Company, Inc., and Woodruff Utility Company, Inc.

ORIGINAL and thirteen (13) copies of the foregoing filed this 28th day of July, 2011, with:

Docket Control

ARIZONA CORPORATION COMMISSION

1200 West Washington Street

26 Phoenix, Arizona 85007

27 28

Specifically, conflicting summer travel schedules have made it difficult for counsel undersigned to meet with representatives of WWC and WUC.

28

Brownstein Hyatt Farber Schreck, LLP 40 North Central Avenue, 14th Floor

Phoenix, AZ 85004

Steven M. Olea, Director **Utilities Division** ARIZONA CORPORATION COMMISSION 1200 West Washington Street Phoenix, Arizona 85007